

**MINUTES OF TOWN BOARD MEETING OF May 10, 2021
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK**

PRESENT: Town Board Members: Jeffrey Horton John R. Tschantre; Glenn Vogel, Terry Wheat and James F. Drumm; **Town Clerk:** Michelle L. Seeley; and **Highway Supt:** Thomas A. Austin; **Code Enforcement Officer:** Thomas Hargrave

ABSENT:

GUESTS: Bonnie Conaway, Joe Seeley, Denice Thompson, Donald Markell,

Call To Order/Pledge /Roll Call/ Prior Minutes.

Mr. Horton called the regular monthly meeting to order at 7 p.m. at the meeting room of the Campbell Town Hall and led the pledge of allegiance. The Town Clerk then took roll call. The minutes of, were noted.

A motion was offered by Terry Wheat and seconded by James Drumm to accept the minutes referenced above as written. Adopted by vote: AYE: 5 NAY: 0

REPORTS

Monthly Reports Filed.

It was noted that monthly Town Supervisor's Report dated May 4, 2021 was received from Wendy Oman the Town Bookkeeper, a Copy was filed with the Town Clerk.

Highway Report (Thomas Austin)

Thomas Austin reported on the items sent to Auctions International and requested a motion to accept the bid of \$6,300.00 for the John Deere Tractor.

A motion to accept the bid for \$6,300.00 for the 1445 John Deere Mower was made by Glenn Vogel and seconded by John Tschantre. Adopted by vote 5 Yea 0 Nay

An acceptable bid for the 2002 International Truck was not received so Mr. Austin is requesting a motion to place it back up for bid on Auctions International to expire the night of the next meeting June 14, 2021.

A motion to place the 2002 International truck back on Auctions International was made by James Drumm and seconded by Glenn Vogel. Adopted by vote 5 Yea 0 Nay.

The Town of Masonville came and picked up the Boom Arm that they purchased, they were happy. This was not an Auctions International sale.

After some issues with the original sale of the back rack that was placed on AI last month Tom has decided that the Town would be better served by either salvaging parts or selling it for scrap. The Board agreed.

New Loader update: The coupler would not work with some of the equipment that the Town currently owns so Tom worked with the salesman to get the correct attachment. The original cost of the new attachment was in excess of \$10, 000.00 but Tom Austin was able to get the price reduced to \$510.42 with discounts. Tom will pay for the additional cost out of his Highway funds because the financing for the new equipment is already in place. The Board agrees that this is a good plan.

Salt Storage Building Update

The New Salt Storage area is ready to be paved. Tom Austin has talked to Christy Paving about doing the job. Christie's has agreed to do the job for \$3,000 per day for approximately 2 days. Totaling \$6,000. They will use their equipment and manpower, the Highway department will haul the blacktop materials. Overall this will save the town money because of labor and equipment rental costs. The new building will arrive next week weather permitting.

A motion by James Drumm and seconded by Terry Wheat to hire Christie's to do the job for \$3,00 per day was adopted by unanimous vote. 5 Aye 0 Nay.

Park Update

The demo has started and other than the grinding on the tennis fence posts is finished. Tom Austin took the old fence and the goal posts from the soccer field to the scrap yard to be recycled. The original bid for the park had mentioned keeping the old fence and reusing it, but it was not in good enough shape. Tom Austin left a check for the scrap with the Town Clerk.

Tom Austin has looked at the plans for the park and believes that the Town Highway Department could pave and build the new tennis court the job for less than the estimated amount. The Town has placed two ads for bids in the paper and Hunt engineering reached out to find people to place bids, as of this time the Town has received no bids. Tom would have an outside company come in after the project was finished and have them lay down the slurry for the tennis court.

Jeffrey Horton wants to check to see if the Grant will pay the Highway Department to do the job and will update when he knows more.

John Tschantre asked if doing the work in the park will bind up the Highway Departments summer schedule. Tom stated that he is waiting to do the summer schedule, so this would not affect it.

Shred Day

Shred day had approximately 18 residents show up. The Town had multiple boxes of documents to shred, and this worked out well. Unfortunately, there were not enough residents to make it profitable for Swarthout's recycling to do this year's community shred day for free. The Town was billed \$150.00 for the service. Tom Austin suggested that we continue to offer this service and add it to the annual budget. The Board did not see where this was a bad idea, since it would ultimately benefit the Town.

Water Report (Thomas Austin)

The company hired to dig the well for the Water 1 ext. project, Moody's, has moved a generator onto the proposed well site. A resident has complained about water around the pipe. Moody's has to run a 24 hour pump test.

The Town received a phone call from one of the Morley's relatives about the sale of the property where the well is located. Because they are moving and have sold their homes here, they would like an answer by the 28th of May. Unfortunately with the testing that is required there is no way to expedite the process. The lab cannot rush the testing process. Several of the water tests take days to finish and process.

Jeffrey Horton had a conversation with Wendy Oman and Rich Buck regarding bills for the water extension that may come in and need to be paid as prepays. Bills such as the lab tests on the water must be paid prior to the test being done, so in order to keep the project on schedule, and ensure grant funds are used in a timely manner to keep costs down to the residents, Richard Buck, the Town attorney, suggested making a motion to pay time sensitive bills up to \$10,000 as prepays. John Tschantre stated that everything to do with paying bills is transparent and this should not be an issue.

A motion by John Tschantre and seconded by Glenn Vogel to allow the Town to prepay bills for up to \$10,000 under the Water 1 Extension Project, if they are time sensitive and cannot wait for the next time the Board meets. The motion passed unanimously by Roll Call vote: Wheat: Aye Tschantre: Aye Drumm: Aye Vogel: Aye and Horton: Aye.

Bookkeeper Report (Wendy Oman)

April Revenues Received

All Bookkeeper accounts balanced for the month of April. Supervisor report given to Town Clerk. Received in revenue and April reports from the Town Clerk and the Court Clerk.

GENERAL:

I receipted in 1st Quarter Revenues for Casella Host Fees, Traffic Diversion Program and Sales Tax for the General Fund

HIGHWAY:

I receipted in Casella monies for Manning Ridge Road and 1st Quarter Sales Tax for the Highway Dept.

I receipted in 2020 Sales Tax tru-up revenue from the county. This is excess sales tax revenue for the year 2020. In anticipation of Covid concerns our 2021 Budget original Sales Tax revenue figure for both the General and Highway were cut by approximately 12%. This tru-up allows these 2021 budget figures to be reimbursed and set back to their original requested figures. The following Budget Modification needs a Board Resolution for the approval of the appropriation of the Sales Tax Tru-Up.

Budget Modification to Tru-up 2021 Sales Tax Revenue (REVENUE = EXPENSE LINE)

General	Sales Tax A1 120	\$24,075.00	& Town Board Contractual A1010.4
			& *Unemployment Insurance A9050.8
Highway	Sales Tax DA1120	\$33,652.00	& (\$750.00)
			Machinery Equip. Contractual D A5130.2
			& *Unemployment Insurance DA9050.8 (\$1,000.00)

In June there will be additional Budget Modifications in the Highway Fund for increased CHIPS funding and the Sale of Equipment at Auction. International and to the Town of Masonville.

I will need to transfer money into unemployment insurance in all accounts due to 1st Quarter unemployment Insurance was more this 1st quarter than 2020 combined. Williamson Payroll doubled checked all figures with me and we agree.

Campbell Town Board Minutes for Meeting of May 10, 2021

It is due to several different factors and quarters 2-3-4 will not be as high. It has to do with all that is happening with the Dept. of Labor and our rate due to all that are unemployed.

*General \$750.00 increase

*Highway \$1,000 .00 increase

Water 1 \$50.00 increase from SW1 -8310.4 Water 2 \$25.00 increase from SW2-8310.4 Water 3 \$50.00 increase from SW3-8310.4

Any questions, don't hesitate to ask.

A motion to approve the budget transfers was made by John Tschantre and seconded by Glen Vogel was adopted by vote:5 AYE 0 Nay

Dog Control (Randy Akins)

A report was received from Randy Akins regarding dog calls in April 2021. Doc Hammond will assist with this year's Rabies Clinic. We will hold it at the Legion field on July 22, 2021 from 6-8 PM.

Codes (Thomas Hargrave)

1. There were 10 building permits issued this period

2 modular homes

2 roofs

1 shed

1 additions

1 storage building

1 zoning

1 deck / fence

1 fire hall modifications

2. There were 14 permit inspections this period

3. Supplied info on following properties

a. 4281 Tannery Rd shed info

b. 4280 Meads Creek Rd elevation info

c. 5419 McNutt septic info

d. 9047 Parker Rd drainage issues (Jeff Parker)

e. 9635 Frog Hollow roof info

f. 8463 Main St parking pad for motorhome

g. Meads creek Finger Lakes homes- Floodplain requirements

h. 8381 Cty Rte. 333 – pole barn requirements- floodplain

i. 9436 Maple Ave . Fence/deck info

j. Green Meadows – addition to mobile home

h. Subdivision for Gulf rd

i. 4848 Meads creek – septic info

j. 8585 Vieley rd. – garage location

k. 4725 Clawson drive- shed info

l. 8980 Rte. 415- shed info

m. 4281 Tannery Rd – pool/deck info

4. Granger Construction Co, East Syracuse is doing Dollar General

Gas disconnection this week

Steuben County permits this week

Town of Campbell permits on Tuesday

Asbestos abatement report on file

5. Investigated (7) complaints

a. Steuben County Soil & Water - Size of pond on Gulf road ok per DEC/Jeff Parker

b. Zoning violation- letter sent to homeowner- responded to go after renter

- c. **Zoning violation- contacted homeowner, rental property, No rent for 12 months, will contact tenant. Van Fleet rd. Will start may 10**
 - d. **Zoning violation-possible junk yard with no site plan- pictures on file. Will send notice to homeowner. Van Fleet rd. Checking on May 10**
 - e. **Sent letters to (3) wolf run properties.**
6. **With the courts now open 4 appearance tickets sent out for zoning/code violations**

Assessor Report (Holly Smalt)

I have been busy working on preparing the Tentative Roll as well as continuing to process monthly transfers, escrows, doing field review to verify recent sales & other misc. administrative duties. The cut-off date for processing of the Tentative Roll was April 18th all has been processed.

The Tentative Roll was filed with the Town Clerk and a legal notice was published on May 1st in The Leader stating that the Tentative Roll has been filed and a notice posted at the town hall.

Change of Assessment Notices were mailed out on May 4th.

I will be in attendance with the Tentative Roll the following days: May 4th from 4-8 pm, May 8th from 1-5 pm, & May 11th & 18th from 9-1 pm by appointment.

Grievance is scheduled on May 25th from 4pm – 8pm at the town hall.

Attached is an Assessment Calendar from Tentative Assessment Roll filing date May 1st to Final Assessment Roll filing date July 1st for your review.

Once again if there are any questions or comments, please feel free to contact me.

Denise Thompson questioned how the BAR would work if there were more people than could fit into the four hours allotted for the proceeding. Jeff stated that to be safe people should call and make an appointment. Glen Vogel asked if she would have to make another date. Supervisor Horton stated that if someone wanted to grieve their assessment then she would have to set up another date.

Town Clerk Report (Michelle Seeley)

A resignation from Ron Morse on the Zoning Board was received, and a motion to accept the resignation will be needed. A motion by James Drumm was made to accept the resignation from Ron Morse and was seconded by Glenn Vogel. Adopted by vote: AYE: 5 NAY: 0

Discussion was had about needing to place an ad for someone to fill the spot left open by Ron Morse. Supervisor Horton stated that he had researched whether an ad must be placed to fill a volunteer position and had come to the same conclusion as the Town Clerk that none was required. Jeff recommended that because there is no meeting of the ZBA scheduled in the next 30 days, we could send it out on the email list, put it on Facebook and on the Town Website. He also acknowledged that in the past we have posted openings to these places with little to no response. Because of the difficulty in filling these seats, and the fact that there was an interested person, Jeff asked the Board their opinions on whether to post the position or to appoint Dave Smith who sent a letter of interest. Glenn Vogel stated that it was difficult to find replacements for the Boards and that if there were an interested party then we should look at appointing them. After a brief discussion a motion to appoint Dave Smith to the unexpired term vacated by Ron Morse was made by Glen Vogel and seconded by James Drumm. Adopted by vote:5 AYE 0 Nay.

The Clerk posed a question to the Board about legal notices that are posted by the Town and their inclusion to the e-mail list. Discussion was had regarding a request from Holly Smalt that her legal notice not be posted to the email list. The Board agreed with the clerk that if the notice is posted in the newspaper and is word for word an official communication from the Town, then it is appropriate to put it on the e-mail chain. Terry Wheat stated that if there was an issue, then the clerk should make the person aware that she had taken it up with the Board and that they had agreed that it should go out in the Town Clerks E-mail.

Fire Department Report

E. Campbell FD has completed more training and their annual physicals have been done. Saturday May, 15th & 22nd they will be hosting a Chicken BBQ at their Station.

Public Comment

Denise Thompson inquired about the timeframe for the Water 1 Extension completion. Jeffrey Horton explained that the water from the well is still being tested and the results would need to come back before the project could begin the next phase.

Denise Thompson asked the Board what the court's priority was in regards to Town Law Violations. Jeffrey Horton replied that as it stands the courts are opening back up but they are backed up and cases are based on State Mandates. Mrs. Thompson inquired about the court and if the trials were public, could anyone attend?

Campbell Town Board Minutes for Meeting of May 10, 2021

Mr. Horton stated that normally the court is open to the public, however with the Covid-19 pandemic things had changed due to NY State restrictions. Mrs. Thompson questioned if the judges or Mr. Horton were afraid of losing votes because they held people accountable. Supervisor Horton stated that Mr. Buck, the Town attorney has stated that when it comes to Town Law violations there is no way to enforce the law, because there is no backing on the State Level. Bonnie Conaway asked the board if there were any way that the Town could help the community put together a bill that would help with enforcement issues. The Board did not believe so.

Denise Thompson stated that regardless of which Route you come into town on there are properties that need to be cleaned up. She mentioned specific properties on Route 125, Wolf Run, State Route 415, Tannery Road, and McNutt Run. She wanted to know what could be done to assist in the cleanup of these properties, and stated that they give a poor impression of our town to visitors. She thanked Tom Hargrave for his work towards cleaning up the Town. Mrs. Thompson stated that she is frustrated that nothing seems to be getting done. She asked what could be done. Tom Hargrave has 65 open violation cases at this time and is doing what he can to get the Town cleaned up. Mrs. Thompson asked if anyone ever listened to Mr. Hargrave.

Tom Hargrave explained that it is a 5 step process to get to the court and that this is the first time in over a year that he has been able to get into court since March of 2020. The defendants must be provided with a public defender at the tax payer's expense. Mr. Horton explained that there is no way to force people to come to court on a Town violation charge and that only 2 of the four scheduled for this past session had even shown up and the process must begin again.

Voucher Audit - 8:30 p.m.

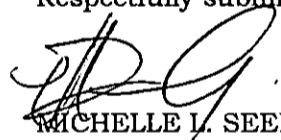
Vouchers were submitted and approved as follows:

General Fund Vouchers #127-153 &155-157	\$ 28,286.16
And Highway Vouchers #63-75	\$ 19,835.17
Water District 1 SW- Vouchers #24-28	\$ 78,757.84
Water District 2 SW2-Vouchers # 12	\$ 20.00
Water District 3 SW3-Vouchers #11	\$ 35.00
Trust & Agency TA Voucher # 5	\$ 193.00
Street Lighting SL Voucher # 154	\$ 488.19
For a grand total of	\$ 127,127.17

Adjournment.

There being no further business before the Board, the meeting was, upon motion by Jeffrey Horton and seconded by Glenn Vogel, adjourned at 8:43 p.m.

Respectfully submitted,


MICHELLE L. SEELEY
Campbell Town Clerk

DATED:

ATTACHMENTS: